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REGULATION OF THE DEPARTMENT OF THE ARMY  
 COLLECTION OF ERRONEOUS PAYMENTS

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# 1. PURPOSE

This Regulation prescribes procedures in conformity with Public Law 497, 3rd Congress, approved 15 July 1954 (49 Stat. 432), for the collection of employee indebtedness resulting from erroneous payments.

# 2. RESPONSIBILITY

The Comptroller or his designee, the Chief of the Finance or Fiscal Division as appropriate, are responsible for the administration of provisions of this Regulation.

## 1. DETERMINATION OF ERRONEOUS PAYMENT

- a. The Office of the Comptroller shall, upon ascertaining that an erroneous payment of any nature has been made to or on behalf of an employee, prepare a Statement of Findings. Such statement shall set forth all information concerning the erroneous payment, computation of the amount of the erroneous payment, and conclusions, and shall be reviewed by the Chief of the Finance or Fiscal Division, as appropriate. Approval of such findings by the Comptroller or his designee shall constitute an administrative determination that an erroneous payment has been made.

## 2. COLLECTION OF ERRONEOUS PAYMENTS

- a. The employee shall be informed with respect to all details involved, including the method of calculating the amount of the erroneous payment and shall be requested to refund the amount thereof within a period of sixty days.
- b. In the event the erroneous payment has not been refunded within the sixty-day period, the amount of the indebtedness shall be deducted from the gross basic compensation at the next regular pay period following the sixty-day limitation, or in installments at a rate determined to be reasonable by the Comptroller or his designee. Deductions shall not exceed two-thirds of such pay unless the deduction of a greater amount is required to effect collection within the anticipated period of employment.

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c. In the event the services of an employee who is indebted to the Agency are terminated before such indebtedness is liquidated, the balance shall be deducted from any subsequent payments, of whatever nature, which may be due such individual.

1. APPEALS BY EMPLOYEES

Any employee who is of the opinion that the administrative determination with respect to an erroneous payment is incorrect, or takes exception to all or any part thereof, may request that a review be made jointly by the Comptroller and the Chief, or his designee, of the major component (Office of the Deputy Director (Plans), Deputy Director (Intelligence), Deputy Director (Administration), the Office of Training, the Office of Communications, or the Office of Personnel) within which the individual is employed. If, after such joint review, there remains any issue which has not been resolved to the satisfaction of the employee, he may appeal to the Director of Central Intelligence whose determination will be final.

THE TWO MEMBERS OF CENTRAL INTELLIGENCE :

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